

MEMO ENDORSED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GUOTAIQIXING BIOMEDICAL
INTERNATIONAL (S) PTE. LTD.,

Defendants are directed to file their opposition by June 11, 2024, and Plaintiff is directed to file their reply by June 18, 2024. SO ORDERED.



Edgardo Ramos, U.S.D.J.
Dated: 5/28/24
New York, New York

Plaintiff,

v.

XUEFENG DAI

Defendant.

Civil Action No. 24-cv-03142 (ER)

NOTICE OF MOTION

PLEASE TAKE NOTICE that Plaintiff Guotaiqixing Biomedical International (S) Pte. Ltd. (“GTQX”) moves under 28 U.S.C. § 1447(c) to remand this action to the Supreme Court of the State of New York, New York County, where it was originally filed, and for an award of attorneys’ fees and costs.

In support of this motion, GTQX submits the accompanying Memorandum of Law, and the Declaration of Benjamin Bloodstein, Esq. and exhibits attached thereto (“Bloodstein Decl.”).

As further explained in its Memorandum of Law, GTQX files this Notice of Motion rather than a letter motion for pre-motion conference because GTQX believes that delay may result in the loss of a right. *See* Individual Practices of Judge Edgardo Ramos at 2.A.ii. Specifically, GTQX has recently learned that, only five days after Defendant Xuefeng Dai removed this state-law action to recognize and enforce a foreign judgment, Dai sold property in Florida in flagrant violation of that same foreign judgment, which included an order freezing Dai’s assets. *See* Bloodstein Decl. ¶ 13. Dai’s undisclosed sale of the Florida property is only the latest in a pattern of bad faith conduct meant to forestall GTQX’s recovery. *See Id.* ¶ 7. Dai’s groundless removal of this action

was clearly intended to delay enforcement of the foreign judgment while Dai flagrantly violates the freeze order. Further delay of this action will prejudice GTQX by preventing it from enforcing the judgment and order until it is too late.

Dated: May 24, 2024

NORTON ROSE FULBRIGHT US LLP

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